**Legislative Council**

**ROAD SAFETY LEGISLATION AMENDMENT BILL 2022**

(Amendment and New Clause to be proposed in Committee by Mr QUILTY)

1. Clause 1, after line 11 insert—

 "(ab) to amend the **Road Safety Act 1986** to provide that certain offences against that Act and the Road Rules do not apply in certain cases where the driver of a motor cycle is exceeding the speed limit by not more than 5 km per hour; and".

NEW CLAUSE

2. Insert the following new clause to follow clause 5—

 '5A New section 84BAB inserted

After section 84BAA of the **Road Safety Act 1986** **insert**—

 "84BAB Exemption for motor cycles exceeding speed limit

Despite anything to the contrary in this Act or any other law, a driver of a motor cycle is not guilty of an offence against section 64(1) or any Rules made under this Act in relation to obeying the speed limit if the driver—

 (a) is driving in excess of the speed limit applying to the driver by not more than 5 km per hour; and

 (b) having regard to all of the circumstances of the case, it is safest to exceed the speed limit in those circumstances.".'.